

ORIGINAL

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Attorneys for Plaintiff  
OFELIA COLOYAN

FILED IN THE  
UNITED STATES DISTRICT COURT  
DISTRICT OF HAWAII

MAR 14 2006  
at 3 o'clock and 45 min. P.M.  
SUE BEITIA, CLERK

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

OFELIA COLOYAN

Plaintiff,

vs.

WILLIAM BADUA, JEFFERY  
OMAI; SPENCER ANDERSON;  
NEIL PANG; and DOES 5-10

Defendants.

)  
) CIVIL NO. 03-00476-KSC  
)  
) TRIAL MEMORANDUM RE:  
) ADMISSION OF EXHIBITS  
) ADDED AFTER DEADLINE;  
) CERTIFICATE OF SERVICE

TRIAL MEMORANDUM RE: ADMISSION OF EXHIBITS ADDED AFTER  
DEADLINE

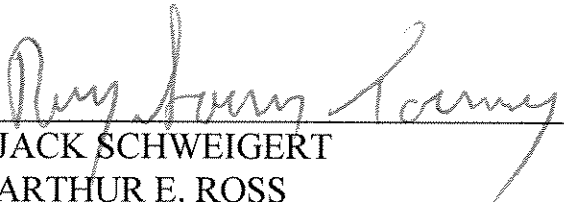
Ofelia Coloyan (hereinafter referred to as Ms. Coloyan) Plaintiff

above-named offers this memorandum on the issue of whether the defendants have a duty to provide her with a Honolulu Police Department consent to search form pursuant to Rule 26 (a) (1) (B). Ms. Coloyan acknowledges that the Defendants have a duty to provide her with a copy of that form only if they intend to use it at trial.

However, the aforementioned consent form can be, and has been subpoenaed under pursuant to Rule 45 (a) (2) of the Federal Rules of Civil Procedure. Therefore, Ms. Coloyan can lay the foundation for it.

DATED: Honolulu, Hawaii, March 14, 2006

Respectfully Submitted

  
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JACK SCHWEIGERT  
ARTHUR E. ROSS  
RORY SOARES TOOMEY  
Attorneys for Plaintiff  
OFELIA COLOYAN

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CERTIFICATE OF SERVICE

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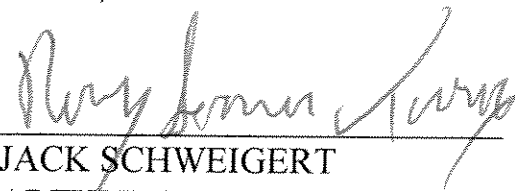
**I HEREBY CERTIFY** that on March 14, 2006, a copy of the attach  
document was served upon:

KENDRA K. KAWAI  
550 S. KING ST., Rm 110  
HONOLULU, HAWAII

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Attorney for Defendants  
WILLIAM BADUA; SPENCER  
ANDERSON, NEIL PANG

DATED: Honolulu, Hawaii, March 14, 2006

  
JACK SCHWEIGERT  
ARTHUR E. ROSS  
RORY SOARES TOOMEY  
Attorneys for Plaintiff